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NORTHERN DISTRICT OF CALIFORNIA

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NORTHERN DISTRICT OF CALIFORNIA

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8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA

10 **GREATER NAPA FAIR HOUSING
CENTER, a California Not for Profit
Corporation, doing business as
FAIR HOUSING NAPA VALLEY, as
an individual entity only; RUBY
DUNCAN, an incompetent adult, by
and through her Guardian Ad Litem,
M. LOUISE WHITAKER; and EVA
NORTHERN, an incompetent adult,
by and through her Guardian ad
litem, NANCY NORTHERN,
each individually and on behalf of
individuals similarly situated;
NANCY NORTHERN, in her
individual capacity only; and M.
LOUISE WHITAKER, in her
individual capacity only,**

19 Plaintiffs,

20 vs.

21 **HARVEST REDWOOD
RETIREMENT RESIDENCE, L.L.C.,
doing business as Redwood
Retirement Residence; REDWOOD
RETIREMENT RESIDENCE L.L.C.;
and HOLIDAY RETIREMENT CORP.,**

25 Defendants.

Petitioner herein, Ruby Duncan, states as follows:

- 26 1. I am 100 years old, and I am about to commence litigation as a named
plaintiff in a class action in this Court against Redwood Retirement Residence.
- 27 2. I have multiple physical and cognitive disabilities, most of which are the
effects of old age. On many days I do not feel well enough to dress and leave my

28 **PETITION FOR APPOINTMENT OF GUARDIAN AD LITEM, CONSENT OF NOMINEE, & ORDER**

1 apartment. I also have significant communication and perception impairments, which
2 limit my ability to understand and actively participate in conversations. Recently, I have
3 begun to experience severe memory loss and dementia, and I have difficult focusing on
4 anything other than simple thoughts.

5 3. As a result of my cognitive disabilities, I am not able to understand or fully
6 direct the course of this litigation.

7 4. For many years, my daughter, M. Louise Whitaker ("Lou"), has assisted me
8 with my financial affairs, medical issues, housing, and a wide variety of other matters.

9 5. I granted Lou durable power of attorney for purposes of my healthcare
10 decisions on December 27, 1999, and it continues to be enforceable.

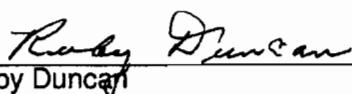
11 6. Lou is willing and able to act as guardian ad litem for me for the purposes of
12 this litigation, as appears by her attached consent.

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15 Respectfully submitted,

16 Dated: July 9, 2007


Ruby Duncan

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CONSENT OF THE NOMINEE

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I, Louise Whitaker, the nominee of Petitioner Ruby Duncan, consent to act as
guardian ad litem for Ruby Duncan in the above action.

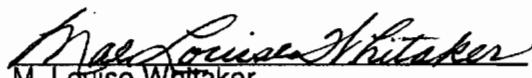
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Dated: July 9, 2007


M. Louise Whitaker

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ORDER

The Petition for an Order appointing M. Louise Whitaker as guardian ad litem for Petitioner Ruby Duncan is GRANTED.

IT IS SO ORDERED.

Dated: 7/23/57

~~United States District Court Judge~~

MARIA-ELENA JAMES
UNITED STATES MAGISTRATE JUDGE

PETITION FOR APPOINTMENT OF GUARDIAN AD LITEM, CONSENT OF NOMINEE, & ORDER